

Message Text

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PAGE 01 STATE 089891

46

ORIGIN L-03

INFO OCT-01 EUR-25 ADP-00 IO-12 OIC-04 CAB-09 CIAE-00

COME-00 DODE-00 EB-11 INR-10 NSAE-00 RSC-01 FAA-00

DOTE-00 AF-10 ARA-11 EA-11 NEA-10 PM-09 H-02 NSC-10

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FM SECSTATE WASHDC

TO AMEMBASSY ROME

INFO AMCONSUL MONTREAL

C O N F I D E N T I A L STATE 089891

FOR U. S. REP ICAO

E. O. 11652: GDS

TAGS: PFOR, PINS, OTRA, UK

SUBJECT: CIVAIR - ICAO DIPLOMATIC CONFERENCE/ EXTRAORDINARY
ASSEMBLY, ROME, AUGUST 28 - SEPTEMBER 21

1. ACTION REQUESTED: EMBASSY INFORMALLY INQUIRE OF
ALBERTO SCIOLLA LAGRANGE HIS WILLINGNESS TO BE CONSIDERED
AS CANDIDATE FOR CHAIRMANSHIP DIPLOMATIC CONFERENCE
SCHEDULED BY ICAO TO CONVENE AUGUST 28 IN ROME.

2. IN RECENT CANVASS OF VIEWS OF SEVERAL COUNTRIES ON
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PAGE 02 STATE 089891

CHAIRMANSHIP ISSUE (NORDICS, THE NETHERLANDS, FRANCE, UK, AND GERMANY) ALBERTO SCIOLLA LAGRANGE CONSISTENTLY CITED AS PREFERRED CHOICE FOR CHAIRMANSHIP. AIR LAW EXPERTS UNIFORMLY REGARDED HIM AS POSSESSING SOLID BACKGROUND IN AIR LAW DIPLOMATIC CONFERENCES AS WELL AS REQUISITE LINGUISTIC AND ORGANIZATIONAL ABILITY WHICH WOULD QUALIFY HIM TO SERVE AS CHAIRMAN OF ROME DIPLOMATIC CONFERENCE ON AIR LAW.

3. AS EMBASSY AWARE CONFERENCE WILL CONSIDER NORDIC PROPOSAL FOR INDEPENDENT CONVENTION AND SOVIET PROPOSAL FOR OPTIONAL PROTOCOL TO HAGUE CONVENTION WHICH WOULD REQUIRE MANDATORY EXTRADITION OF OFFENDERS. USG ENDEAVORING CONVINCE NORDICS MODIFY THEIR PROPOSAL TO PROVIDE FOR COMMISSION OF EXPERTS TO MAKE FINDINGS OF FACT WHENEVER STATE

PARTY COMPLAINS OF ACTIONS CONTRARY TO PRINCIPLES REFLECTED IN HAGUE AND MONTREAL CONVENTIONS. IF PROBLEM NOT REMEDIED, COMMISSION ACTION WOULD BE FOLLOWED BY CONFERENCE OF STATES PARTIES WHICH WOULD MAKE RECOMMENDATIONS DESIGNED TO REMEDY THE PROBLEM.

4. IN EXTRAORDINARY ICAO ASSEMBLY WHICH WILL BE MEETING ON ALTERNATING DAYS IN ROME (AND FOR WHICH WE BELIEVE STRONGLY THERE MUST BE SEPARATE CHAIRMAN) WILL CONSIDER POSSIBLE AMENDMENTS TO CHICAGO CONVENTION PROPOSED BY UK AND FRANCE. EMBASSY SHOULD BE AWARE FRENCH AND UK FAVOR SINGLE CHAIRMAN FOR BOTH BODIES, CONSISTENT WITH THEIR PREFERENCE SEE POSITIVE RESULT FROM ONLY ASSEMBLY. WE BELIEVE TWO CHAIRMEN WILL SIGNIFICANTLY ENHANCE CHANCES FOR INDEPENDENT CONVENTION AND ALSO DOUBT SERIOUSLY ONE CHAIRMAN COULD PHYSICALLY MANAGE BOTH BODIES WHICH WILL HAVE CONTRASTING PROCEDURES AND MAY DEVELOP CONFLICTING SCHEDULING INTERESTS. FOR FOREGOING REASONS, WE DEEM IT ESSENTIAL NOT ONLY THAT CONFERENCE HAVE ITS OWN CHAIRMAN BUT ALSO THAT HE BE HIGHLY COMPETENT AND ENERGETIC LEGAL EXPERT. FOR EMBASSY'S INFORMATION THERE WAS CONSIDERABLE DOUBT AMONG SUPPORTERS OF POSITIVE RESULT OF DIPLOMATIC CONFERENCE THAT ANYONE OTHER THAN SCIOLLA WITHIN GOI COULD MEET SEVERE QUALIFICATIONS FOR CONFERENCE CHAIRMANSHIP.

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PAGE 03 STATE 089891

5. AT THIS POINT WE REQUEST EMBASSY INQUIRE DISCRETELY OF SCIOLLA HIS WILLINGNESS BE PROPOSED AS CANDIDATE. IF HIS REACTION POSITIVE WE WOULD CONTEMPLATE HIGH LEVEL APPROACH TO GOI AT LATER DATE COORDINATED WITH OTHER INTERESTED STATES. WELCOME EMBASSY VIEWS ON FOREGOING SCENARIO. ROGERS

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